



**CITY OF MARLBOROUGH
OFFICE OF CITY CLERK**

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APRIL 28, 2014

Regular meeting of the City Council held on Monday, APRIL 28, 2014 at 8:00 PM in City Council Chambers, City Hall. City Councilors Present: Pope, Oram, Ossing, Robey, Delano, Page, Elder, Tunnera, Irish, and Landers. Absent: Clancy. Meeting adjourned at 8:48 PM.

ORDERED: That the minutes of the City Council meeting APRIL 7, 2014, **FILE**; adopted.

ORDERED: It is moved, in conformance with the provision of section 21(a)(3) of Chapter 30A of the General Laws of the Commonwealth, that the Marlborough City Council conduct an executive session for the purpose of discussing litigation strategy on a sewer contract dispute involving a property on St. Martin Drive, as an open meeting may have a detrimental effect on the litigating position of the City of Marlborough, and the chair hereby declares that an open meeting may have that effect.

It is further moved and stated that the Marlborough City Council will re-convene in open session after the executive session, **APPROVED**; adopted.

Yea: 10- Nay: 0

**Yea: Delano, Page, Elder, Tunnera, Irish, Landers, Ossing, Pope, Oram & Robey
Absent: Clancy**

ORDERED: That the Comptroller's Office transfer request in the amount of \$295,000.00 which moves funds from Salary & Benefits Reserve to Medicare Ins.-School, Medicare Ins.-City and Workers Comp. Ins. for the purpose of covering anticipated expenses linked to cost of living or step increases in salary, refer to **FINANCE COMMITTEE**; adopted.

CITY OF MARLBOROUGH									
BUDGET TRANSFERS --									
DEPT:		Comptroller				FISCAL YEAR:		FY 2014	
		FROM ACCOUNT:				TO ACCOUNT:			
Available Balance	Amount	Org Code	Object	Account Description:	Amount	Org Code	Object	Account Description:	Available Balance
\$521,561.00	\$35,000.00	11990006	57820	Reserve for Salaries & Ben.	\$35,000.00	13100003	51753	Medicare Ins - School	\$119,651.10
	Reason:	Money available for transfer				Money needed to pay medicare insurance			
\$521,561.00	\$125,000.00	11990006	57820	Reserve for Salaries & Ben.	\$125,000.00	11980006	51752	Medicare Ins - City	\$14,812.11
	Reason:	Money available for transfer				Money needed to pay medicare insurance			
\$521,561.00	\$135,000.00	11990006	57820	Reserve for Salaries & Ben.	\$135,000.00	11960006	51710	Worker's Comp. Ins.	\$388,851.59
	Reason:	Money available for transfer				Money needed to pay estimated claims			
	\$295,000.00	Total			\$295,000.00	Total			

ORDERED: That the DPW transfer requests in the amounts of \$30,000.00 and \$22,000.00 which moves funds from and to various accounts noted on the attached spreadsheets to fund OT costs for the purpose of flushing valves and hydrants and funding major repairs to a street sweeper, refer to **FINANCE COMMITTEE**; adopted.

CITY OF MARLBOROUGH BUDGET TRANSFERS --										
DEPT:		Department of Public Works				FISCAL YEAR:		2014		
FROM ACCOUNT:					TO ACCOUNT:					
Available									Available	
Balance	Amount	Org Code	Object	Account Description:	Amount	Org Code	Object	Account Description:	Balance	
\$27,388.12	\$25,000	60081006	52464	Rep./Maint. Easterly Plant	\$25,000	61090003	51310	Water Overtime-Reg.	\$25,829	
Reason:		Money available from East Plant Budget to transfer to Water Overtime Account.				No money is available for overtime hydrant flushing. Flushing will cost over \$ 28,000.00. Overtime remaining is needed for rest of FY 14				
\$8,213.11	\$5,000	60081006	52420	Rep./Maint. Machinery	\$ 5,000.00	61090003	51310	Water Overtime-Reg.	\$25,829	
Reason:		Money available from East Plant Budget to transfer to Water Overtime Account.				No money is available for overtime hydrant flushing. Flushing will cost over \$ 28,000.00. Overtime remaining is needed for rest of FY 14.				
\$30,000	Total				\$30,000	Total				
CITY OF MARLBOROUGH BUDGET TRANSFERS --										
DEPT:		Department of Public Works				FISCAL YEAR:		2014		
FROM ACCOUNT:					TO ACCOUNT:					
Available									Available	
Balance	Amount	Org Code	Object	Account Description:	Amount	Org Code	Object	Account Description:	Balance	
\$100,076	\$22,000	14001406	54830	Fuel and Lubricants	\$22,000	14001406	54810	Rep/Maintenance Sup.-Veh.	\$4,752	
Reason:		Surplus anticipated due to fluxuating fuel cost this fiscal year				Anticipated cost for major repairs associated with sweeper #19				
\$22,000	Total				\$22,000	Total				

ORDERED: That the Gift Acceptance in the amount of \$30,000.00 from Atlantic Management pertinent to "Simarano Drive All Access Road Project", refer to **FINANCE COMMITTEE**, adopted.

ORDERED: That the Grant Acceptance in the amount of \$1,525.00 from Emergency Management for the reimbursement of a new radio and antenna for their mobilization unit, **APPROVED**; adopted.

ORDERED: That \$6,000,000.00 is appropriated for the purpose of financing the construction of improvements to the Millham Water Treatment Plant including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws, as most recently amended by St. 1998, c.78; that to meet this appropriation the Treasurer with the approval of the Mayor and the (Auditor, Finance Committee or other appropriate local body or official) is authorized to borrow \$6,000,000 and issue bonds or notes therefore under (Chapter 44 of the General Laws or insert reference to other applicable general or special law governing the issuance of local bonds) and/or Chapter 29C of the General Laws, as most recently amended by St. 1998, c.78; that such bonds or notes shall be general obligations of the City unless the Treasurer with the approval of the Mayor and the (Auditor, Finance Committee or other appropriate local body or official) determines that they should be issued as limited obligations and may be secured by local system revenues as defined in Section 1 of Chapter 29C, as most recently amended by St. 1998, c.78; that the Treasurer with the approval of the Mayor [and the (Auditor, Finance Committee or other appropriate local body or official)] is authorized to borrow all or a portion of such amount from the Massachusetts Water Pollution Abatement Trust established pursuant to Chapter 29C, as most recently amended by St. 1998, c.78; and in connection therewith to enter into a loan agreement and/or a security agreement with the Trust and otherwise to contract with the Trust and the Department of Environmental Protection with respect to such loan and for any federal or state aid available for the project or for the financing thereof; that the Mayor is authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the project and to take any other action necessary to carry out the project, refer to **FINANCE COMMITTEE**; adopted.

ORDERED: **RESOLUTION**

WHEREAS, the City Council of the City of Marlborough strongly supports increased economic development to provide additional jobs for qualified residents of the City and the Marlborough- Framingham Regional Economic Target Area ("ETA"), which shall enhance the commercial and industrial activity within the City, and to promote and develop a healthy economy and stronger tax base; and

WHEREAS, the City of Marlborough is a part of the regional ETA; and

WHEREAS, the City Council of the City of Marlborough supports and endorses the economic development goals for the ETA; and

WHEREAS, the City Council of the City of Marlborough desires a beneficial economic use creating jobs for local residents, expanding business within the City, and developing a healthy robust economy and stronger tax base for Map 26, Parcel 9 on the Marlborough Assessor's Map; and

WHEREAS, the City Council of the City of Marlborough desires that the area be designated as the 200 Donald J. Lynch Boulevard Economic Opportunity Area; and

WHEREAS, the City Council of the City of Marlborough finds that the 200 Donald J. Lynch Boulevard Economic Opportunity Area meets the regulatory criteria defined as a "decadent area"; and

WHEREAS, the City Council of the City of Marlborough finds that the 200 Donald J. Lynch Boulevard Economic Opportunity Area meets the local criteria and economic development goals set forth in the original Economic Target Area application; and

WHEREAS; the City Council of the City of Marlborough further supports and endorses the economic development goals contained in the 200 Donald J. Lynch Boulevard Economic Opportunity Area application; and

WHEREAS, the City Council of the City of Marlborough intends to use tax increment financing as an economic development tool created by the Massachusetts Economic Development Incentive Program based on the ability of the City of Marlborough, in accordance with needs and community benefits of a specific project, that are reasonably proportional to the economic development incentives from State and local government and the resulting economic development benefits;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Marlborough that the following activities which are necessary to pursue a Certified Project designation within the 200 Donald J. Lynch Boulevard Economic Opportunity Area in the City' of Marlborough be authorized:

1. The City Council of the City of Marlborough hereby approves the 200 Donald J. Lynch Boulevard Economic Opportunity Area ("EOA") and authorizes the submission of the 200 Donald J. Lynch Boulevard EOA application (attached hereto as Exhibit 1) to the Massachusetts Economic Assistance Coordinating Council, said EOA to be comprised by Map 26, Parcel 9 on the Marlborough Assessor's Map; and
2. The City Council of the City of Marlborough hereby adopts the tax increment financing plan and authorizes the submission of a tax increment financing plan (attached hereto as Exhibit 2) to the Massachusetts Economic Assistance Coordinating Council; and
3. The City Council of the City of Marlborough agrees to authorize the use of tax increment financing and the submission of the tax increment financing agreement (attached hereto as Exhibit 3) to the Massachusetts Economic Assistance Coordinating Council; and
4. The City Council of the City of Marlborough hereby requests that the Massachusetts Economic Assistance Coordinating Council approve SanDisk Corporation's designation as an EDIP-certified project (attached hereto as Exhibit 4); and further, that:
 - a. The project, as proposed, is consistent with and can reasonably be expected to benefit significantly from inclusion in the 200 Donald J. Lynch Boulevard EOA;
 - b. The project will not overburden the City of Marlborough's infrastructure and utilities servicing the 200 Donald J. Lynch Boulevard EOA;
 - c. The project as described in the proposal will have a reasonable chance of increasing employment opportunities for residents of the Marlborough-Framingham Regional ETA; and
 - d. The City Council approves SanDisk Corporation's request that the project be designated by the Massachusetts Economic Assistance Coordinating Council as an EDIP-certified project for five (5) years.

Refer to **FINANCE COMMITTEE**; adopted.

ORDERED: **VETERANS' SERVICES INTERMUNICIPAL AGREEMENT**
Between the City of Marlborough and the Town of Sudbury

Pursuant to M.G.L. c. 40, § 4A, this Intermunicipal Agreement, approved by the Marlborough City Council and the Selectmen of the Town of Sudbury (collectively, the "Parties"), establishes the "Marlborough – Sudbury Regional Veterans District" (the "District") and is hereby entered into and is effective from 1st day of July, 2014 by and between the City of Marlborough ("Marlborough") and the Town of Sudbury ("Sudbury") in accordance with the following terms:

1. Purpose and Duties: (A) This Agreement contractually enables the Director of Marlborough's Veterans' Services Department (the "Director") to perform the duties of such office for Sudbury. The Director will maintain separate accurate and comprehensive records of all services performed for Sudbury. (B) Sudbury will provide for a part-time employee ("Agent/Administrative Assistant") to serve as administrative support for the District. Said employee will be an employee of the Town of Sudbury. (C) The Director of Veterans Services and the Agent/Administrative Assistant will develop a schedule of available hours in each community in consultation with the Town Manager of Sudbury and the Mayor of Marlborough. The Director and the Agent/Administrative Assistant will have the ability to serve all qualifying veterans and their dependents in both municipalities during their regular hours of operation regardless of whether they are working in Marlborough or in Sudbury. (D) The Agent/Administrative Assistant will work under the direction of the Director of Veterans Services and assist the office in carrying out relevant duties including but not limited to the coordination of benefits to eligible applicants, the completion of local and state compliance reports, and other duties as needed. (E) The Town of Sudbury recognizes the ability of the Director to utilize his accrued sick/vacation time which may, from time to time, coincide with his scheduled office availability in Sudbury. The Director shall inform Sudbury in advance of such occurrences and ensure adequate office coverage during such absences.
2. Term: The term of this Agreement shall be from July 1, 2014 until June 30, 2016. The Town of Sudbury and the City of Marlborough reserve the right to terminate this agreement at any time upon written notice of at least (45) business days.
3. Location and Time of Services: The Director and the Agent/ Administrative Assistant shall perform their duties in offices to be provided by both Marlborough and Sudbury.
4. Salary and Benefits: The Director shall be an employee of Marlborough, and his salary and benefits will be paid by the City of Marlborough. Sudbury agrees to pay to Marlborough the amount of \$855.00 per month, by check made payable to the City of Marlborough, c/o Comptroller, 140 Main Street, Marlborough, MA 01752, for the duration of this Agreement.
5. Distribution of Benefits to Veterans: It is understood and agreed that the distribution of benefits payments to eligible Veterans in Marlborough and Sudbury under M.G.L. c. 115 shall be paid by the respective municipality in which the eligible Veteran resides.

- 6. Insurance and Indemnification: The Parties agree that each has a minimum of \$1,000,000 of liability insurance through the Massachusetts Interlocal Insurance Association (MIIA), and that each party is covered by insurance for this joint venture as stated in the General Liability Coverage Form MGP 001.
- 7. Amendments: This Agreement may be amended or modified only by a written instrument signed by both Parties.
- 8. Notice: Until changed by notice in the manner specified above the addresses and telephone numbers of the parties to this Agreement for purposes of this Paragraph shall be:

FOR THE CITY OF MARLBOROUGH:

Arthur G. Vigeant, Mayor
 City of Marlborough
 140 Main Street
 Marlborough, MA 01752
 Telephone: (508) 460-3770

FOR TOWN OF SUDBURY:

Maureen Valente, Town Manager
 Town Of Sudbury
 278 Old Sudbury Road
 Sudbury, MA 01776
 Telephone: (978) 639-3381

- 9. This District is subject to approval by the Massachusetts Department of Veterans Services.

IN WITNESS WHEREOF, the parties hereunto set their hands and seals this ____ day of _____, 2014.

City of Marlborough:

Town of Sudbury:

Arthur G. Vigeant, Mayor

Maureen Valente, Town Manager

Refer to **OPERATIONS AND OVERSIGHT COMMITTEE**; adopted.

ORDERED: That hiring of new City Engineer, Evan Pilachowski, **FILE**; adopted.

ORDERED: That the Communication from Assistant City Solicitor Panagore-Griffin re: Proposed Ordinance to Section 650-17 and Section 650-5 of the Zoning Code pertinent to Medical Offices and Clinics in proper form, Order No. 14-005693B, **MOVE TO ITEM 27**; adopted.

ORDERED: That the Communication from the Planning Board re: Recommendation Pertinent to Proposed Ordinance to Section 650-17 and Section 650-5 of the Zoning Code relevant to Medical Offices and Clinics, Order No. 14-005693B, X-13/14-1005578C, **MOVE TO ITEM 27**; adopted.

ORDERED: That the Communication from Marlborough Retirement Board re: COLA increase, **FILE**; adopted.

ORDERED: That the **Public Hearing** set for May 5, 2014, on the Application for Special Permit from Mark Donahue of Fletcher Tilton on behalf of Chick-Fil-A, Inc. to construct and operate an approximate 4,876 square foot single story building with drive-thru service restaurant at 230 Boston Post Rd. West, Order No. 14-1005761, **CONTINUED UNTIL MAY 19, 2014**; adopted.

ORDERED: That there being no objection thereto set **MONDAY, JUNE 16, 2014** as date for a **PUBLIC HEARING** Application for Special Permit from Robert Stauber of Gensler, on behalf of Bank of America, to modify existing bank drive-thru from the existing condition of 1 ATM lane 1 VAT drive-up teller lane and 1 by-pass lane to 2 ATM lanes and 1 by-pass lane, 223 East Main St., refer to **URBAN AFFAIRS COMMITTEE**, adopted.

Councilor Delano abstained.

ORDERED: That the Application for Renewal of Junk Dealer's License by Robert Hoglund, CFO TVI, Inc. d/b/a Savers, 222A East Main St., refer to **PUBLIC SERVICES COMMITTEE**, adopted.

ORDERED: That the Application for Renewal of Junk Dealer's License, Michael Komapovsky, d/b/a Aarus Art Gallery, 305 Lincoln St., refer to **PUBLIC SERVICES COMMITTEE**, adopted.

ORDERED: That the Communication from NStar re: Notice of Filing, Public Hearing, and Procedural Conference, **FILE**; adopted.

ORDERED: That the Communication from NStar re: Condensed Financial Return for Year End December 31, 2013, **FILE**; adopted.

ORDERED: That the Communication from Massachusetts Water Resources Authority re: Environmental Notification Form-MWDA Wachusett Aqueduct Pumping Station, Marlborough, MA, **FILE**; adopted.

ORDERED: That the Minutes, Planning Board, February 25 and March 24, 2014, **FILE**; adopted.

ORDERED: That the Minutes, Commission on Disabilities, December 3, 2013, **FILE**; adopted.

ORDERED: That the Minutes, Council on Aging, March 11, 2014, **FILE**; adopted.

ORDERED: That the Minutes, Conservation Commission, March 20, 2014, **FILE**; adopted.

ORDERED: That the Minutes, Board of Assessors, February 20, 2014, **FILE**; adopted.

ORDERED: That the following CLAIMS, refer to the **LEGAL DEPARTMENT**; adopted.

- A. Luana DiSarra Scavone, 524 Hemenway St., residential mailbox claim 2(b)
- B. Andrew Tivnan Jr., 274 Wilson St., residential mailbox claim 2(a)
- C. Alton Bradshaw Jr., 66 Farrington Lane, residential mailbox claim 2(a)
- D. Briana Currie, 185 Main St. #9, other property damage and/or personal injury
- E. Haruka Watanabe, 20 Beaugard Circle, other property damage and/or personal injury
- F. Joseph Hardiman, 36 Teller St., residential mailbox claim 2(a)
- G. Bill Poirer, 35 Windmill Dr., other property damage and/or personal injury

Reports of Committees:

Councilor Delano reported the following out of the Urban Affairs Committee:

Convened: 5:35 PM

Adjourned: 6:16 PM

Present: Chairman Delano; Urban Affairs Committee Members Councilors Landers, Tunnera, and Page (Councilor Clancy Absent); Councilor Pope

Also Present: Attorney Douglas Rowe; Bill Mitchell, Director of Operations, VNG.co; John Koch, Chief Operating Officer, Nouria Energy Corporation; Tom Healey, Director Technical Services, Nouria Energy Corporation; John Lesko, NSTAR

1-27-2014 – Order No. 13/14-1005581D - Application for Special Permit by Bohler Engineering on behalf of VNG Co. to construct a new compressed natural gas (CNG) facility with one new dispenser including minor site modifications and product piping to the existing Shell Station located at 413 Lakeside Avenue.

-PUBLIC HEARING FEBRUARY 24, 2014

-REFER TO URBAN AFFAIRS

The committee met several evenings to review of the Special Permit Conditions for the construction of a new compressed natural gas (CNG) facility with one new dispenser by Bohler Engineering on behalf of VNG.co at the existing Shell gasoline station located at 413 Lakeside Avenue. The proposed draft decision was revised with the assistance of the petitioner and the Asst. City Solicitor to clarify required changes to handicapped access into the convenience store and to define the responsibilities of the property owner insofar as compliance with the special permit. Also of particular concern was the storage and display of product on the pedestrian way or so-called cement pad in front of the convenience store.

Motion made by Councilor Landers, seconded by Chair, to refer to the full City Council without a recommendation. Adopted 4-0. Clancy absent

Motion made by Councilor Tunnera, seconded by the Chair, to request a suspension of the rules at the April 28, 2014 City Council meeting to refer to the Assistant City Solicitor to place in proper legal form. Adopted 4-0. Clancy absent

Motion made by Councilor Tunnera, seconded by the Chair, to adjourn.

Adjourned at 6:16 PM.

Councilor Tunnera reported the following out of the Personnel Committee:

Convened: 6:32 PM

Adjourned: 6:54 PM

Present: Chairman Tunnera; Personnel Committee Members Councilors Elder and Irish, Councilor Delano

Also Present: Mayor Arthur Vigeant; Michael Berry, Mayoral Aide

Order No. 14-1005741 - The appointment of Karin Jost-Paquin to the Conservation Commission for a three year term to expire from the date of approval. Recommendation of the Personnel Committee is to approve Karin Jost-Paquin to the Conservation Commission, 3-0.

Motion made by Councilor Elder, seconded by the Chair, to approve Karin Jost-Paquin to the Conservation Commission. Carries 3-0.

Reports of Committees Cont'd:

Order No. 14-1005704: The appointments to the Conservation Commission for the following with noted expiration terms: Alan White, March 6, 2017; David Williams, March 2, 2015; and Dennis Demers, March 2, 2015. Recommendation of the Personnel Committee is to approve Alan White, David Williams, and Dennis Demers to the Conservation Commission, 3-0.

Motion made by Councilor Elder, seconded by the Chair, to approve Alan White, David Williams, and Dennis Demers to the Conservation Commission. Carries 3-0. [Note: Clancy, Skarin, Roy unable to attend and remain in committee.]

Order No. 14-1005738: That the following Zoning Board of Appeals Appointments:

- a) Paul Giunta as a regular member for a term to expire five years from date of approval.
- b) Theodore Scott as a regular member for a term to expire five years from date of approval.
- c) Ralph Lotfin will serve the balance of the unexpired term of Robert Page which will expire on May 5, 2017:

Recommendation of the Personnel Committee is to approve Paul Giunta as a regular member of the Zoning Board of Appeals, 2-0 (Elder opposed) to approve Theodore Scott as a regular member of the Zoning Board of Appeals, 3-0; and to approve Ralph Lotfin as a regular member of the Zoning Board of Appeals, 3-0.

Motion made by Councilor Irish, seconded by the Chair, to approve Paul Giunta as a regular member of the Zoning Board of Appeals. Carries 2-0 (Elder opposed).

Motion made by Councilor Irish, seconded by the Chair, to approve Theodore Scott as a regular member of the Zoning Board of Appeals. Carries 3-0.

Motion made by Councilor Elder, seconded by the Chair, to approve Ralph Lotfin as a regular member of the Zoning Board of Appeals. Carries 3-0.

Order No. 14-1005739: The appointment of Connie Mish to the Youth Commission for a three year term to expire from the date of approval. Recommendation of the Personnel Committee is to approve Connie Mish to the Youth Commission, 3-0.

Motion made by Councilor Elder, seconded by the Chair, to approve Connie Mish as a member of the Youth Commission. Carries 3-0.

Order No. 14-1005740: The reappointment of Elizabeth Evangelous to the Board of Registrars for a two year term to expire on April 1, 2016. Recommendation of the Personnel Committee is to approve Elizabeth Evangelous to the Board of Registrars, 3-0.

Motion made by Councilor Elder, seconded by the Chair, to approve Elizabeth Evangelous to the Board of Registrars. Carries 3-0.

Motion made by Councilor Elder, seconded by the Chair, to adjourn. Meeting adjourned at 6:54 PM.

ORDERED: THAT, PURSUANT TO § 5 OF CHAPTER 40A OF THE GENERAL LAWS, THE CITY COUNCIL OF THE CITY OF MARLBOROUGH, HAVING SUBMITTED FOR ITS OWN CONSIDERATION CHANGES IN THE ZONING ORDINANCE OF THE CITY OF MARLBOROUGH, AS AMENDED, TO FURTHER AMEND CHAPTER 650, NOW ORDAINS THAT THE ZONING ORDINANCE OF THE CITY OF MARLBOROUGH, AS AMENDED, BE FURTHER AMENDED AS FOLLOWS:

I. Section 650-17, entitled "Table of Uses," is hereby amended:

- 1. by amending the business use entitled "Medical clinic," as amended, so as now to be entitled "Medical office/clinic"; and
- 11. by regulating that business use, as amended, so as to allow medical offices and/or clinics as of right in the Business (B) district, as follows:

Medical office/clinic RR A1 A2 A3 RB RC RCR B CA LI I

SP SP SP SP SP Y Y Y N N N

II. Section 650-5, entitled "Definitions; word usage," is hereby amended:

- 1. by amending the heading entitled "MEDICAL CLINIC" so as now to be entitled "MEDICAL OFFICE/CLINIC"; and
- 11. by deleting the definition of "MEDICAL CLINIC" and inserting in place thereof the definition for "MEDICAL OFFICE/CLINIC," as follows:

MEDICAL OFFICE/CLINIC – Buildings or portions thereof used by or for licensed physicians and other licensed healthcare practitioners, with the necessary support staff, which is designed, intended or used for providing, on a less than 24-hour basis, medical services, including but not limited to urgent care for the treatment of injuries or illness, laboratory testing, x-rays, mental health services and occupational health services, but, however, not including internal surgical care, dental clinics, narcotic detoxification and/or maintenance facilities, and medical marijuana treatment centers. For any such use exceeding 5,000 square feet of space, a special permit shall be required in any district where such use is not prohibited.

First Reading, suspended; Second Reading, adopted; Passage to Enroll, adopted; Passage to Ordain; adopted. No objection to passage in one evening.

Councilors Robey and Landers requested to be recorded in opposition.

ORDERED: There being no further business, the regular meeting of the City Council is herewith adjourned at 8:48 PM.